City Clerk File No	),	Ord. 14.156	
Agenda No	-	3.B	1st Reading
Agenda No	4.C.	_2nd Reading &	Final Passage



COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.156

TITLE ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ADOPTING AMENDMENTS TO THE LAND DEVELOPMENT ORDINANCE - ARTICLE III PROCEDURES - AS IT PERTAINS TO THE GENERAL DEVELOPMENT APPLICATION

WHEREAS, the Municipal Council, pursuant to NJSA 40:55D-62, may adopt or amend a zoning ordinance relating to the nature and extent of the uses of land and of buildings and structures thereon; and

WHEREAS, the Municipal Council adopted the Land Development Ordinance, Chapter 345 of the Code of the City of Jersey City, on April 11, 2001, (Ordinance No. 01-042), and several amendments since then; and

WHEREAS, the Land Development Ordinance provides for the General Development Application, which all projects for Planning or Zoning Board approvals must complete; and

WHEREAS, from time to time administrative changes and revisions to the Application are necessary in order to collect data in a streamlined and user-friendly manner; and

WHEREAS, the Municipal Council, pursuant to NJSA 40:55D-64, has sought and received the recommendations of the Jersey City Planning Board relative to these issues; and

WHEREAS, the Planning Board at its meeting of October 7, 2014 did vote to recommend that the Municipal Council adopt these amendments to the Development Procedures section of the Land Development Ordinance; and

WHEREAS, the amendments to the Land Development Ordinance are attached hereto and made a part hereof, and are available for public inspection at the Office of the City Clerk, City Hall, 280 Grove Street, Jersey City, NJ;

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that the Land Development Ordinance, be and hereby is amended as per the attached document;

### BE IT FURTHER ORDAINED THAT:

Not Required

- A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- B. This ordinance shall be a part of the Jersey City Code as though codified and set forth fully herein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- C. This ordinance shall take effect at the time and in the manner as provided by law.
- The City Clerk and the Corporation Council be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible repealers of existing provisions.
- E. The City Planning Division is hereby directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the Hudson County Planning board and to all other persons entitled thereto pursuant to N.J.S. 40:55D-15 and N.J.S. 40:55D-63 (if required). Upon the adoption of this Ordinance after public hearing thereon, the City Clerk is directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Hudson County Planning Board as required by N.J.S. 40:55D-16. The clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Municipal Tax Assessor as required by N.J.S. 40:49-2.1.

Robert D. Cotter, FAICP, PP, Director Division of City Planning ÆD AS TO LÈ ĞAL FORM APPROVED: Administrator rporation Counsel Business' Certification Required 

#### RESOLUTION FACT SHEET - NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

#### Full Title of Ordinance/Resolution

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ADOPTING AMENDMENTS TO THE LAND DEVELOPMENT ORDINANCE – ARTICLE III PROCEDURES – AS IT PERTAINS TO THE GENERAL DEVELOPMENT APPLICATION

#### Initiator

Minute		
Department/Division	HEDC	City Planning
Name/Title	Robert Cotter, PP, FAICP	Director
Phone/email	201-547-5010	bobbyc@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

#### Resolution Purpose

This Ordinance will amend the Development Procedures section of the Land Development Ordinance (Zoning Ordinance) to revise and update the General Development Application. Changes are administrative and will add fields such as Ward and FEMA (flood) data.

I certify that all the facts presented herein are accurate.

Signature of Department Director

Date

ORDINANCE NO. Ord. 14.156
TITLE: 3.B NOV 25 2014 4.C. DEC 1 7 2014

Ordinance of the Municipal Council of the adopting amendments to the Land Development Ordinance Article III procedures as it pertains to the general development application

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SPEAKERS:

JAYSON BURG

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Date to Mayor

City Clerk File No.	Ord	. 14.157	,
Agenda No	3.6		1st Reading
Agenda No.	4.D.	2nd Reading 8	k Final Passage





COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.157

TITLE:

# AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A351 (EXECUTIVE ORDERS) OF THE JERSEY CITY CODE

#### THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, N.J.S.A. 40:69A-43a requires that the Mayor subject to pertinent civil service regulations and contractual obligations and within the limits of the municipal budget, by Executive Order, fix the salaries and other compensation of employees assigned to all administrative departments; and

WHEREAS, N.J.S.A. 40:69A-43a requires that the Municipal Council by ordinance fix the salaries and other compensation of certain employees, such as the Tax Collector; and

WHEREAS, the Tax Collector has taken on additional responsibilities related to the financial management and monitoring of tax abatements; and

WHEREAS, the compensation of the Tax Collector should be increased as a result of these additional duties and functions.

**NOW THEREFORE, BE IT ORDAINED** by the Municipal Council of the City of Jersey City:

A. The following amendments and supplements to Chapter A351 (Executive Orders) of the Jersey City Code are adopted:

<u>Fixed Salaries</u> (Base without CPI)

Title

100,000

Tax Collector

- 1. The Tax Collector's base salary shall be increased by \$10,000 for as long as the duties and responsibilities related to the financial management and monitoring of tax abatements remain within the tax collector's office.
- 2. In the event these additional functions are assigned to another person and office the base salary shall revert back to the current salary plus any Consumer Price Index (CPI) increase received pursuant to Sec. 53-6(D) of the Municipal Code.
- B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- C. This ordinance shall be a part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.

- D. This ordinance shall take effect at the time and in the manner as provided by law.
- E. The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note:

Words in [brackets] are omitted; New material is underlined.

For purposes of advertising only, new matter is indicated by boldface and

repealed matter by italic.

VS/ms 11/18/14

APPROVED AS TO LEGAL FORM

APPROVED:

Corporation Counsel

Certification Required

Not Required

### RESOLUTION FACT SHEET - NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

### Full Title of Ordinance/Resolution

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A351 (EXECUTIVE ORDERS) OF THE CITY OF JERSEY CITY (Tax Collector)

### Initiator

Department/Division	Administration	·
Name/Title	Bob Kakoleski	Business Administrator
Phone/email	201-547-5147	

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

### **Resolution Purpose**

The duties and responsibilities of the tax abatement manager were transferred to the tax collector in 2011. This ordinance recognizes the additional work performed by this position. Therefore, the action being requested is to increase the base salary of the tax collector by \$10,000.

The ordinance also stipulates in the event the financial review and management of abatements is transferred to another individual or office, then the \$10,000 will be removed from the tax collector's base salary.

I certify that all the facts presented herein are accurate.

Signature of Department Director

Date

ORDINANCE NO. Ord. 14.157
TITLE: 3.C NOV 25 2014 4.D. DEC 1 7 2014

An ordinance amending and supplementing Chapter A351 (Executive Orders) of the Jersey City Code. (Tax Collector)

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City Clerk File No.	Ord.	14.158
Agenda No	. 3.0	1st Reading
Agenda No	4.E.	2nd Reading & Final Passage



COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.158

TITLE:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A351 (EXECUTIVE ORDERS) OF THE JERSEY CITY CODE

#### THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

A. The following amendments and supplements to Chapter A351 (Executive Orders) of the Jersey City Code are adopted:

 Title
 Labor Grade
 Fixed Salaries

 Deputy City Clerk
 [Up to 70,000]
 Up to 95,000

 Deputy Tax Assessor
 Up to 95,000

 Assistant Municipal Tax Collector
 Up to 95,000

- B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- C. This ordinance shall be a part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- D. This ordinance shall take effect at the time and in the manner as provided by law.
- E. The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note:

Words in [brackets] are omitted; New material is underlined.

For purposes of advertising only, new matter is indicated by **boldface** and

repealed matter by italic.

VS/ms							
11/18/14							

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APPROVED AS TO LEGAL FORM	APPROVED: /
- And	APPROVED:
Corporation Counsel	Business Administrator
Certification Required	. / )
Not Required .	

### RESOLUTION FACT SHEET - NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

### Full Title of Ordinance/Resolution

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A351 (EXECUTIVE ORDERS) OF THE CITY OF JERSEY CITY (Deputy Clerk, Deputy Assessor, Asst. Municipal Tax Collector)

#### Initiator

Department/Division	Administration	
Name/Title	Bob Kakoleski	Business Administrator
Phone/email	201-547-5147	

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

### **Resolution Purpose**

This ordinance increases the maximum base salary from \$70,000 to \$95,000 for the "Deputy City Clerk" and "Deputy Tax Assessor". The ordinance has not been updated since 2004 and the affected employees have exceeded the authorized salary from cost of living increases received since 2004.

The ordinance also adds the title "Assistant Municipal Tax Collector" to same salary guidelines. For consistency purposes, the deputies/assistants for the statutory positions (City Clerk, Tax Assessor and Tax Collector) should be treated equally.

I certify that all the facts presented herein are accurate.

Signature of Department Director

Dafe

ORDINANCE NO. Ord. 14.158
TITLE: 3.D NOV 25 2014 4.E. DEC 1 7 2014

An ordinance amending and supplementing Chapter A351 (Executive Orders) of the Jersey City Code. (Deputy City Clerk, Deputy Tax Assessor and Assistant Municipal Tax Collector).

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SPEAKERS:

JAYSON BURG

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City Clerk File No	o. Urd.	. 14.159
Agenda No	3.E	1st Reading
Agenda No.	4.F.	_2nd Reading & Final Passage



COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.159

TITLE:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 53 (PERSONNEL), SECTION 53-6 (VACATION AND OTHER COMPENSATION) AND SECTION 53-11 (FIXED SALARIES) REINSTATING CONSUMER PRICE INDEX (CPI)

#### THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, N.J.S.A. 40:69A-43a requires that the Mayor subject to pertinent civil service regulations and contractual obligations and within the limits of the municipal budget, by Executive Order fix the salaries and other compensation of employees assigned to all administrative departments; and

WHEREAS, the Mayor by Executive Order established benefits for unclassified and managerial executives within his authority in compliance with N.J.S.A. 40:69A-43a; and

WHEREAS, union members receive their salary and benefits by contract, which the Mayor negotiates and by resolution the council approves pursuant to N.J.S.A. 40:69A-43a; and

WHEREAS, N.J.S.A. 40:69A-43a requires that the Municipal Council by ordinance fix the salaries and other compensation of certain employees, such as the Mayor, Council Members, Department Directors, Municipal Clerk and his Deputies, Tax Assessor and his Deputies, Tax Collector and her Assistants, the Chief Financial Officer and Municipal Court Judges; and

WHEREAS, the Council by ordinance sets the salaries of those employees within its statutory authority.

NOW THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City:

A. The following amendments and supplements to Chapter 53 (Personnel) of the Jersey City Code are adopted:

Sec. 53-6. Vacation and other compensation.

- A. No change.
- B. No change.
- C. No change
- D. All employees whose salary and other compensation are required by law to be fixed by ordinance, except [Council Members,] Council Aides [and Municipal Court Judges], shall receive an annual increase in base salary equal to the annual percentage increase in the

<sup>&</sup>lt;sup>1</sup> Council Aides receive a salary fixed by ordinance that shall not exceed \$15,000 pursuant to N.I.S.A. 40:69A-60.5

Implicit Price Deflator for State and Local Government Purchases of Goods and Services promulgated annually by the Director of Local Government Services pursuant to N.J.S.A. 40A:4-45.1a, provided that:

- (1) No such annual increase shall exceed three and five-tenths percent (3.5%); and
- (2) <u>However</u>, the first such increase shall take effect on [July 1, 1995] <u>November 1</u>, 2014 in the amount of two and five-tenths percent (2.5%) of the base salary. Subsequent increases shall take effect on [January 1, 1996] <u>January 1, 2016</u> and annually thereafter for those Employees <u>covered</u> by this section then on the payroll based upon the rate promulgated in the prior year.

Sec. 53-7. No change.

Sec. 53-8. No change.

Sec. 53-9. No change.

Sec. 53-10. No change.

Sec. 53-11. Fixed Salaries.

		•
(Base with CPI)*	Title	· ,
	Business Administrator	•
,	Chief Financial Officer/Municipal Chief	
	Financial Officer	
	City Clerk	
	Corporation Counsel	
	Deputy City Clerk	,
· .	Deputy Tax Assessor	
• .	Director, Department of [Finance] Human Resources	
	Director, Department of Health and Human Services	•
•	Director, Department of Housing, Economic Development, and Commerce	
· · · · · · · · · · · · · · · · · · ·	Director, Department of Public Safety	
	Director, Department of Public Works	
•	Director, Department of Recreation	
• .	Mayor	
	Tax Assessor	
	Tax Collector	,
·	Assistant Municipal Tax Collector	
	Council Members	
•		

### Municipal Court Judges

\* The CPI increase to Base Salaries as set forth in Section 53-f111 6 (Personnel) shall fnot! be provided for the above stated Titles\*\* [until] as reinstated by this Ordinance.

\*\*Note: [Council Members,] Council Aides [and Municipal Court Judges] do not receive the CPI Increase in accordance with Section 53-[11] 6.

Sec. 53-12. No change.

Sec. 53-13. No change.

Sec. 53-14. No change.

- B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- C. This ordinance shall be a part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- This ordinance shall take effect at the time and in the manner as provided by law. D.
- The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note:

Words in [brackets] are omitted; New material is underlined.

For purposes of advertising only, new matter is indicated by boldface and repealed matter by italic.

VS/ms 11/17/14

APPROVE TO AS TO LEGAL F

rporation Counsel

Certification Required

Not Required

APPROVED:

APPROVED:

ness Administrator

### RESOLUTION FACT SHEET - NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

### Full Title of Ordinance/Resolution

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 53-6 (VACATION AND OTHER COMPENSATION) AND SECTION 43-11 (FIXED SALARIES) REINSTATING CONSUMER PRICE INDEX(CPI)

#### Initiator

AIII COL		
Department/Division	Administration	
Name/Title	Bob Kakoleski	Business Administrator
Phone/email	201-547-5147	

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

### **Resolution Purpose**

This ordinance re-establishes annual increase in base salary for officials whose salaries are fixed by ordinance equal to the annual percentage increase in the Implicit Price Deflator for State and Local Government Purchases of Goods and Services promulgated annually by the NJ Director of Local Government Services, pursuant to N.J.S.A. 40A:4-45. The previous ordinance was cancelled in 2009.

The ordinance adds the following positions to this ordinance: Asst. Municipal Tax Collector, Municipal Council, Municipal Judges, Director of Human Resources

The ordinance also legislates a 2.5% base salary increase effective 11/1/14 and then the CPI increases will begin January 1, 2016.

I certify that all the facts presented herein are accurate,

Signature of Department Director

Date

ORDINANCE NO. Ord. 14.159
TITLE: 3.E NOV 25 2014 4-F. DEC 1 7 2014

An ordinance amending and supplementing Chapter 53 (Personnel), Section 53-6 (Vacation and other Compensation) and Section 53-11 (Fixed Salaries) reinstating Consumer Price Index (CPI).

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SPEAKERS:

YVONNE BALLER

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						$\leftarrow$		Steven M. Fulop, M	ayor		
					Dat	ie		DEC 1 8 2014			

Date to Mayor\_

DEC 18 2014

City Clerk File No.	Ord.	14.160
Agenda No	3.F	1st Reading
Agenda No	4.G.	_2nd Reading & Final Passage



COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.160

TITLE:

ORDINANCE AUTHORIZING THE TERMINATION OF AN EXISTING DEED NOTICE AND THE IMPOSITION OF A NEW DEED NOTICE ON PROPERTY OWNED BY THE CITY OF JERSEY CITY KNOWN AS 362 SUMMIT AVENUE ALSO KNOWN AS BLOCK 12301, LOT 2

WHEREAS, the City of Jersey City ("City") is the owner of 362 Summit Avenue also known as Block 12301, Lot 2 ("Property") which is currently used as a parking lot for the Jersey City Justice Complex which is located across the street; and

WHEREAS, because of soil conditions at the Property, the City was required by the New Jersey Department of Environmental Protection ("NJDEP") to execute a Deed Notice that was recorded in the Hudson County Register's Office on July 25, 2002 in Deed Book 37540 at page 007878 that restricts the use of the Property to non-residential uses; and

WHEREAS, the Property may now be used for residential purposes because of recent changes pertaining to NJDEP laws and regulations; and

WHEREAS, the City desires to convey the Property to the Jersey City Redevelopment Agency who will then convey the Property to Vaishno Ma Summit, LLC for the purpose of constructing a building that will contain approximately 55-65 residential market rate rental units ("Project"); and

WHEREAS, in order for the project to proceed, it is necessary that the existing Deed Notice that affects the Property be terminated and that a new Deed Notice that will permit residential development on the Property be approved by the City and recorded in the Office of the Hudson County Register.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that:

- The Mayor or Business Administrator is authorized to execute the termination of Deed Notice attached hereto as Exhibit "A" that affects 362 Summit Avenue;
- 2) The Mayor or Business Administrator is authorized to execute the new Deed Notice for 362 Summit Avenue that is attached hereto as Exhibit "B"; and
- 3) The Mayor or Business Administrator is authorized to execute such other documents necessary or appropriate to effectuate the purposes of this Ordinance.

RRV/km 11/18/14	
APPROVED AS TO LEGAL FORM	APPROVED:
Certification Required  Not Required	Business Administrator

ORDINANCE NO. Ord, 14,160
TITLE: 3.F NOV 25 2014 4,G, DEC 1 7 2014

DON PEPE

Ordinance authorizing the termination of an existing deed notice and the imposition of a new deed notice on property owned by the City of Jersey City known as 362 Summit Avenue also known as Block 12301, Lot 2.

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City Clerk File No.	Ord.	14.161	
Agenda No	3.6		1st Reading
Agenda No	4.H.	_2nd Reading	& Final Passage



COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.161

TITLE:

ORDINANCE RESCINDING ORDINANCE 14-112 AND TERMINATING THE FIVE (5) YEAR TAX AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND JERSEY AVENUE MM, LLC, AT THE REQUEST OF THE OWNER

## THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, on or about March 11, 2014, Jersey Avenue MM, LLC [Jersey Avenue MM] applied for a five (5) year tax exemption under NJSA 40A:21-1 et seq., and Section 304-12 of the Jersey City Municipal Code, for land and improvements on a property known as Block 12704, Lot 28.01, and more commonly known by the street address of 532-536 Jersey Avenue and 168-172 Christopher Columbus Drive [Property]; and

WHEREAS, Jersey Avenue MM was to construct a new multiple dwelling with commercial space in a six (6) story building with a penthouse level on the Property, which will contain approximately seventy-six (76) residential rental units; approximately 11,011 square feet of ground floor retail/commercial rental space; and a below grade parking garage with thirty-five (35) parking spaces [Project]; and

WHEREAS, by adoption of Ordinance 14-112 on October 8, 2014, the City of Jersey City [City] approved the five (5) year tax exemption; and

WHEREAS, since the adoption of Ordinance 14-112, Jersey Avenue MM has stated they no longer want the tax abatement, and therefore have requested the exemption to be terminated and Ordinance 14-112 be rescinded.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that:

- The tax exemption approved by Ordinance 14-112 is rescinded at the request of the Property owner. See letter dated October 20, 2014, attached hereto.
- 2. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
- 3. This Ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Jersey City Code.
- 4. This Ordinance shall take effect at the time and in the manner provided by the law.

NOTE: All mate

All material is new; therefore, <u>underlining</u> has been omitted. For purposes of advertising only, new matter is indicated by **bold** face and repealed matter by *italic*.

JM/he 11/12/14

W	
APPROVED AS TO LEGAL FORM	APPROVED:
- Lymn /	APPROVED:
Serporation Counsel	Bysiness Administrator
Certification Reguired	

# CONNELL FOLEY LLP

### ATTORNEYS AT LAW

HARBORSIDE FINANCIAL CENTER 2510 PLAZA FIVE JERSEY CITY, NJ 07311 (201) 521-1000 FAX: (201) 521-0100

OTHER OFFICES

85 Livingston Avenue Roseland, NJ 07068 (973) 535-0500 FAX: (973) 535-9217 888 SEVENTH AVENUE 9TH FLOOR NEW YORK, NY 10106 (212) 307-3700 FAX: (212) 262-0050

PORT LIBERTÉ 23 CHAPEL AVENUE JERSEY CITY, NJ 07305 (201) 521-0200 FAX: (201) 706-2160 LIBERTY VIEW BUILDING 457 HADDONFIELD ROAD SUITE 230 CHERRY HILL, NJ 08002 (856) 317-7100 FAX: (856) 317-7117

October 20, 2014

1500 MARKET STREET 12TH FLOOR EAST TOWER PHILADELPHIA, PA 19101 (215) 246-3403 FAX: (215) 665-5727 COUNSEL

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FRANCIS J. ORLANDO
FRANCIS E. SCHILLER\*
EUGENE P. SQUEO\*
BRIAN P. MORRISSEYNOEL D. HUMPHREYS\*
ANTHONY ROMANO II\*
KARIN I. SPALDING\*

JODI ANNE HUDSON\*
RICHARD A. JAGEN
JASON E. MARX\*
ALEXIS E. LAZZARA
GAIL GOLDFARB\*
THOMAS VECCHO+
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MICHELE T. TANTALLA\*
PHILIF W. ALLOGRAMENTO III\*+

MATTHEW A. BAKER+ DOUGLAS J. SHORT MICHAEL J. CREEGAN\* MARK A. FORAND\* Thomas M. Blewitt, jr.+ LEO J. HURLEY\* ZULFIA T. CORRIGAN-MARY HURLEY KELLETT\* STEPHEN D. KESSLER Christopher Abatemarco\* DANTELLE M. NOVAK+ INGRID E. DA COSTA Katelyn O'Reilly James E. Figliozzi-OLIVIA F. CLEAVER RUKESANAH L. SINGH\* Matthew D. Fielding\* BRITTANY E. MIANO STACIE L. POWERS' Mariel L. Belanger\* Nicholas W. Urciuoli NICOLE B. DORY\* Genevieve L. Fairclough MICHAEL BOJBASA-Christopher M. Hemrick\* CHRISTINA SARTORIO\* THOMAS M. WESTER\* SÚSAN KWIATKOWSKI\* DANIEL E. BONILLA' MELISSA D. LOFEZ JASON D. FALKA CAITLIN PETRY CASCINO\* THOMAS FORRESTER, JR. James F. Sulliyan, Jr.\* Kara M. Steger-BROOKE E, BOWLES\* ALLYSON M. KASETTA\* Victoria K. Pagos\* MEGHAN K. MUSSO\* MICHAEL A. ROLEK Yangho Charles Shin BRENDAN W. CARROLL AMANDA M. CURLEY SCOTT M. PRESS\* ELEONORE OFOSU-ANTWI\* Edmund J. Caulfield\* MEGAN M. KOSOVICH SYDNEY J. DARLING\* READE W. SELIGMANN NEIL V. SHAH\* STEPHEN R. TURANO\* JOSEPH L. LINARES' STEVEN A. KROLL\*

> \*Also Admitted in New York +Also Admitted in Pennsylvania -Only Admitted in New York

PLEASE REFLY TO JERSEY CITY, NJ

Writer's Email: charrington@connellfoley.com

VIA E-MAIL & HAND DELIVERY
Diana Jeffrey, Esq.
Assistant Corporation Counsel
City of Jersey City, Department of Law
280 Grove Street
Jersey City, New Jersey 07302

ANGELA A. IUSO'

Brendan Judge Stephen A. Urban

FRANK T. CARA\*

TRICIA O'REILLY\*

MARC D. HAEFNER

BRAD D. SHALIT\* M. TREVOR LYONS\*

WILLIAM T. MCGLOIN\*

STEPHEN V. FALANGA\*

ANTHONY F. VITIELLO\*+

Jonathan P. McHenry

Craig S. Demareski\*

W. NEVINS MCCANN\* THOMAS J. O'LEARY\*

MITCHELL W. TARASCHI

MICHAEL A. SHADIACK

AGNIESZKA ANTONIAN\*

THOMAS M. SCUDERI\*
JOSEPH M. MURPHY\*

NANCY A. SKIDMORE\*

CHRISTINE S. ORLANDO

JENNIFER C. CRITCHLEY\*

PATRICK S. BRANNIGAN\*

CHRISTINE I. GANNON\* ANDREW C. SAYLES\*

WILLIAM D. DEVEAU\*

MEGHAN BARRETT BURKE\*

HECTOR D. RUIZ\*

OWEN C. MCCARTHY

Patricia A. Lee\*+

NEIL V. MODY\*

Steve Barnett\*

CHARLES J. HARRINGTON III+

JOHN A. PINDAR (1969)

ADRIAN M. FOLEY, JR.

KENNETH F. KUNZMAN

SAMUEL D. LORD (2012)

RICHARD D. CATENACCI

RICHARD J. BADOLATO

PETER D. MANAHAN

John B. Murray

MARK L. FLEDER

KEVIN J. COAKLEY

THOMAS S. COSMA

PETER J. PIZZI\*+

ROBERT E. RYAN

Kathleen S. Murphy

PATRICK J. MCAULEY

KEVIN R. GARDNER

VINCENT L. TORNA-

MICHAEL X. MCBRIDE\*

JEFFREY W. MORYAN\*

EDWARD S. WARDELL PETER J. SMITH\*

William P. Krauss

PHILIP F. MCGOVERN, JR.

Karen Painter Randall

MICHAEL J. CROWLEY-

PATRICK J. HUGHES\*+

JAMES C. MCCANN\*

JOHN D. CROMME

TIMOTHY E. CORRISTON\*

BRIAN G. STELLER

LIZA M. WALSH

JOHN P. LACEY

GEORGE J. KENNY

GEORGE W. CONNELL (2005)

Re:

**Application for Five Year Tax Exemption:** 

Applicant:

Jersev Avenue MM, LLC

Project:

532-536 Jersey Avenue and 168-172 Christopher Columbus Drive

A Mixed Use (residential/commercial) Project

Block 12704, Lot 28.01 (f/k/a 20, 21, 28 and 29), Jersey City, NJ

Dear Ms. Jeffrey:

Please be advised that my client has decided not to proceed with the tax abatement that was recently approved for this project at a second reading on October 8, 2014 (Ordinance 14.112). Please note your records accordingly.

Thank you for your review of this matter in the meantime.

Very truly yours,

CJH/ga

Charles J. Harrington, III

Joanne Monahan, Esq., via e-mail Hjordys Espinal, via e-mail Maureen Cosgrove, via e-mail Eduardo Toloza, via e-mail Albert E. Cameron, Jr., via e-mail Leonela Fantin, via e-mail

Thomas Campbell, via e-mail

3249249-1

ORDINANCE NO. Ord. 14.161
TITLE: 3.9 NOV 25 2014 4.H.

DEC 1 7 2014

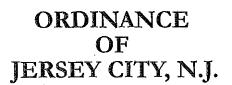
Ordinance rescinding Ordinance 14.112 and terminating the five (5) year tax agreement between the City of Jersey City and Jersey Avenue MM, LLC, at the request of the owner

				RECORD OF COUNCIL	VOTE 0	NINTR	ODUCTI	ON NOV 2	5 201	4 9-6	9
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SPEAKERS:

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City Clerk File No	)	Ord.	14.162	
Agenda No		3.11		1st Reading
Agenda No	41		2nd Reading	g & Final Passage





COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.162

TITLE ORDINANCE OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROVING AN ADDENDUM TO THE 2005 AMENDED AND RESTATED WATER SERVICES FRANCHISE AND SERVICE AGREEMENT BETWEEN THE CITY AND THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY TO REVISE SCHEDULE C TO INCREASE THE PAYMENTS TO THE CITY

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, the City of Jersey City (City) currently owns a water utility (hereinafter referred to and more specifically defined as the "Water System"), which provides water service (Water Services) within and outside the geographic boundaries of the City; and

WHEREAS, the Jersey City Sewerage Authority, created by the City pursuant to N.J.S.A. 40:14A-1, et seq., and reorganized as the Jersey City Municipal Utilities Authority (Authority) by ordinance of the City adopted on December 10, 1997, operates a sewer system (hereinafter referred to and more specifically defined as the "Sewer System") providing for sewerage service (the "Sewerage Service") to the residents, businesses and inhabitants of the City, and pursuant to a Franchise and Service Agreement, dated as of February 1, 1998 (the "Original Franchise Agreement") as amended and restated by an Amended and Restated Water Services Franchise and Service Agreement dated as of May 1, 2003 between the City and the Authority (the "2003 Amendment" and together with the Original Franchise Agreement, the "Franchise Agreement") operates the City's Water System until December 31, 2027 (the "Franchise Period"); and

WHEREAS, to enable the Authority to keep the Water System in good repair and working order, including making long term capital improvements, to meet the water needs of the residents and property owners of the City and other users of the Water System and to minimize the City's liability to the bondholders of the Authority for obligations issued from time to time for the Water System as set forth in the 2005 Amended and Restated Water Services Franchise and Service Agreement (the "2005 Amended Agreement"), the City approved and amendment to the Franchise Agreement by the adoption of Ordinance 05-106 on September 14, 2005; and

WHEREAS, a revenue surplus has now arisen at the Authority as the result of an expansion of the City's water customer base; and

WHEREAS, as a result, the Authority has agreed to increase the Annual Franchise Fee paid to the City of Jersey City, by revising Schedule C to the 2005 Amended and Restated Water Services Franchise and Service Agreement; and

WHEREAS, the City and the Authority have determined that is in the best interests of the City and Water System users to amend "Schedule C" to enable the Authority to increase franchise fees paid to the City.

**NOW, THEREFORE, BE IT ORDAINED**, by the Municipal Council of the City of Jersey City that:

ORDINANCE OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROVING AN ADDENDUM TO THE 2005 AMENDED AND RESTATED WATER SERVICES FRANCHISE AND SERVICE AGREEMENT BETWEEN THE CITY AND THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY TO REVISE SCHEDULE C TO INCREASE THE PAYMENTS TO THE CITY

- Schedule C attached to the 2005 Amended and Restated Water Services Franchise and Service Agreement, is hereby amended to increase the franchise fees to be paid by the Authority to the City. See "10/31/2014 Revision to Schedule C" attached hereto; and
- 2. The Mayor is hereby authorized to execute an Addendum to the 2005 Amended and Restated Water Services Franchise and Service Agreement with the form of "Schedule C" attached hereto, and any other documents appropriate or necessary to effectuate the purpose of the within ordinance.
- 3. The Clerk of the City is hereby authorized and directed, upon the execution of the Addendum to the 2005 Amended and Restated Water Services Franchise and Service Agreement, to attest to the signature of the Authorized Officer upon such document, and is hereby further authorized and directed thereupon affix the corporate seal of the City upon such document.
- 4. Upon the execution and attestation and placing of the seal upon the Addendum to the 2005 Amended and Restated Water Services Franchise and Service Agreement, an Authorized Officer is hereby authorized and directed to (i) deliver the fully executed, attested and sealed document to the Authority and (ii) perform such other actions as the Authorized Officer deem necessary or desirable in relation to the execution and delivery of the Addendum to the 2005 Amended and Restated Water Services Franchise and Service Agreement.
- A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- B. This ordinance shall be a part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- C. This ordinance shall take effect at the time and in the manner as provided by law.
- D. The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE:

All material is new; therefore, <u>underlining</u> has been omitted. For purposes of advertising only, new matter is indicated by **bold face** and repealed matter by *italic*.

JM/he 11/19/14

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

Not Required

APPROVED:\_

APPROVED:

Business Administrator

### RESOLUTION FACT SHEET - NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

### Full Title of Ordinance/Resolution

Ordinance of the City of Jersey City, in the County of Hudson, New Jersey, Approving an Addendum to the 2005 Amended and Restated Water Services Franchise and Service Agreement Between the City and the Jersey City Municipal Utilities Authority to Revise Schedule C to increase the Payments to the City

### Initiator

TAXIOXECOX			
Department/Division	Administration	Administration	J**.
Name/Title	Robert J. Kakoleski	Business Administrator	
Phone/email	(201) 547-4642	RKakoleski@jcnj.org	· .

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

## **Resolution Purpose**

A revenue surplus has now arisen at the Authority as the result of an expansion of the City's water customer base. As a result, the Authority has agreed to increase the Annual Franchise Fee paid to the City of Jersey City, by revising Schedule C to the 2005 Amended and Restated Water Services Franchise and Service Agreement. The City and the Authority have determined that is in the best interests of the City and Water System users to amend "Schedule C" to enable the Authority to increase franchise fees paid to the City.

I certify that all the facts presented herein are accurate.

Signature of Department Director

Date

# **CITY OF JERSEY CITY**

# ANNUAL FRANCHISE FEE DUE FROM JCMUA

# **SCHEDULE C**

			Amendment
YEAR	<u>3/31/2010</u>		10/31/2014
2011	\$ 12,000,000	\$	12,000,000
2012	\$ 12,500,000	\$	12,500,000
2013	\$ 13,000,000	\$	13,000,000
2014	\$ 14,500,000	\$	14,500,000
2015	\$ 15,000,000	\$	19,000,000
2016	\$ 18,000,000	\$	20,000,000
2017	\$ 19,000,000	\$	21,000,000
2018	\$ 19,000,000	\$	21,000,000
2019	\$ 19,500,000	\$	21,000,000
2020	\$ 19,500,000	\$	22,000,000
2021	\$ 20,000,000	\$	22,000,000
2022	\$ 20,000,000	\$	22,000,000
2023	\$ 20,000,000	\$	22,000,000
2024	\$ 20,000,000	<b>\$</b> .	23,000,000
2025	\$ 20,000,000	\$	23,000,000
2026	\$ 20,000,000	\$	23,000,000
2027	\$ 20,000,000	\$	23,000,000

ORDINANCE NO. Ord. 14.162
TITLE: 3 H NOV 2

3.H NOV 25 2014 4.I, DEC 1 7 2014

Ordinance of the City of Jersey City, in the County of Hudson, New Jersey, approving an addendum to the 2005 Amended and Restated Water Services Franchise and Service agreement between the City and the Jersey City Municipal Utilities Authority to revise Schedule C to increase the payment to the City.

				RECORD OF COUNCIL	VOTE O	N INTRO	DUCT	ON NOV 2	5 2014	7-3	<b>L</b>
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	1			YUN		1		RIVERA			
RAMCHAL	1			OSBORNE	1			WATTERMAN	/		
BOGGIANO	1	1		COLEMAN	1			LAVARRO, PRES.	/		
Councilperson_WA	TTFOR	MA		ORD OF COUNCIL VOT				EARING LILE 1 / MAN to close P.H.		9-0	)
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COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
COUNCILPERSON GAJEWSKI	AYE	NAY	N.V.	COUNCILPERSON YUN	AYE	NAY	N.V.	COUNCILPERSON RIVERA	AYE	NAY	N.V.
	AYE	NAY	N.V.		AYE	NAY	N.V.		AYE	NAY	N.V.

SPEAKERS:

YVONNE BALCER JAYSON BURG MIA SCANGA

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY moved to amend\* Ordinance, seconded by Councilperson & adopted\_ Councilperson\_ AYE NAY N.V. COUNCILPERSON AYE NAY AYE NAY N.V. COUNCILPERSON COUNCILPERSON RIVERA **GAJEWSKI** YUN WATTERMAN RAMCHAL OSBORNE

BOGGIANO				COLEMAN				LAVARRO, PRES.			
				RECORD OF FIN	AL COU	NCIL V	OTE	DEC 1.7.201/		7-2	
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	DEC 17 2014 COUNCIL PERSON	AYE	NAY	N.V.
GAJEWSKI	1			YUN				RIVERA	<b>/</b>		
RAMCHAL	1			OSBORNE	<b>/</b>	<u> </u>		WATTERMAN			
BOGGIANO		V		COLEMAN	V			LAVARRO, PRES.	<u>//</u>		
✓ Indicates Vote									N.VN	ot Voting	j (Abstain)
Adopted on first read Adopted on second a				•			5 201 1 7 20				
	the fore il at its n was Robert B	needing Ogr	on [	DEC 1 7 2014	API —	PROVE	Roland	do R! Lavarro, Jr., Cour DEC 17 2014	ncil Pres	sident	
*Amendment(s):					API —— Dat	PROVE	ED:	Sleven M. Fulop, Ma DEC 1 8 2014	ayer		

Date to Mayor\_

DEC 18 2014

City Clerk File No.	ura.	14-103
Agenda No	3.I	1st Reading
Agenda No.	4.J.	_2nd Reading & Final Passage



COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.163

TITLE:ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 160 (FEE & CHARGES)
SECTION I (FEE SCHEDULE ESTABLISHED) OF THE JERSEY CITY MUNICIPAL
CODE

# THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY HEREBY ORDAINS:

A. The following amendments to Chapter 160 (Fees & Charges) Section I (Fee Schedule Established) are hereby adopted:

#### FEES & CHARGES

### SECTION I Fee Schedule Established

### §160-1. - Fee schedule established.

Fees shall be as follows:

- A. Through Y.1. No Change.
- Z. Chapter 239. Parks and Recreation Areas.
  - No Change.
  - (2) Fees for individual and group rentals of the ice-skating rink.
    - (a) Fees for daily use of the ice-skating rink by individuals are as follows:
    - [1] Residents.
      - [a] Adults 19 years of age and older: \$3.
      - [b] Children under 18 years of age: \$1.50.
      - [c] Seniors 65 years of age or older: \$1.
    - [2] Nonresidents.
      - [a] Adults 19 years of age and older: \$5.
      - [b] Children under 18 years of age: \$3.
      - [c] Seniors 65 years of age and older: \$2.
    - (b) [The ice-skating rink may be rented by hockey teams and any other groups or organizations for group activities at the following rates] Rentals for hockey teams:

### ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 160 (FEE & CHARGES) SECTION I (FEE SCHEDULE ESTABLISHED) OF THE JERSEY CITY MUNICIPAL CODE

- Residents (51% or more): \$150 per hour.] Hockey teams submitting [1] proof of a roster comprised of at least 51% of residents or the dependants of active full-time employees of the City: \$75 an hour.
  - All other hockey teams: \$200 an hour. [a]
- [Nonresidents: \$200 per hour.] Other groups or organizations: [2]
  - Residents (51% or more): \$150 per hour. [a]
  - Non-residents: \$200 per hour. [b]
- (c) Through UU. No Change.
- All ordinances and parts of ordinances inconsistent herewith are hereby repealed. B.
- The City Clerk shall have this ordinance codified and incorporated in the official copies of C. the Jersey City Code.
- This ordinance shall take effect at the time and in the manner as provided by law. D.
- The City Clerk and the Corporation Counsel may change any chapter numbers, article E. numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: All new material is underlined; words in [brackets] are omitted. For purposes of advertising only, new matter is boldface and repealed matter by italics.

JM/he 11/20/14

APPROVED AS TO LEGAL

APPROVED:

ss Administrator

Certification Required Not Required

Full Title of Ordinanc	ce/Resolution		
			TER 160 (FEE & CHARGES) SECTION I
(FEE SCHEDULE ES	TABLISHED) OF THE	JERSEY CITY N	MUNICIPAL CODE
•			
Initiator			
Department/Division	City Clerk		Council
Name/Title	Rolando Lavarro		Council President
Phone/email	(201) 547-5268		Rlavarro@jcnj.org
Note: Initiator must be	e available by phone during a	genda meeting (Wed	dnesday prior to council meeting @ 4:00 p.m.)
Resolution Purpose			
		oster of at least 5	1% of residents or dependants of active full-tin
employees of the City.		•	4
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I certify that all the fa	acts presented herein a	re accurate.	
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CP CD		D-4-	
Signature of Departm	ient Director	Date	
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This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration.

RESOLUTION FACT SHEET - NON-CONTRACTUAL

Incomplete or vague fact sheets will be returned with the resolution.

ORDINANCE NO. Ord. 14,163 TITLE: 3.1 NOV 25 2014 4.7.

DEC 17 2014

Ordinance amending and supplementing Chapter 160 (Fee & Charges) Section I (Fee Schedule Established) of the Jersey City Municipal Code (Ice Rink Fees).

				RECORD OF COUNCIL	VOTE O	NINTRO	DUCTI	ON NOV 2	5 2014	9-0	)
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V
GAJEWSKI ·	1			YUN	17.			RIVERA	1		
RAMCHAL ·	1			OSBORNE	1			WATTERMAN	V.		
BOGGIANO	/			COLEMAN	1			LAVARRO, PRES.	V		
Councilperson	KTDA			ORD OF COUNCIL VOT noved, seconded by Co				65.5	7 20	4 8-	-O
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V
COOMOIN LAGOR			•	N/IN	17			RIVERA	1		
GAJEWSKI	/			YUN	1 2		1	I IVIA ELVA	\ V		ı
	/			OSBORNE	1			WATTERMAN	1		

YUN   RIVERA	. "				CORD OF COUNCIL VO					0 - 4-	-44	
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RAMCHAL BOGGIANO  RECORD OF FINAL COUNCIL VOTE  RECORD OF FINAL COUNCIL VOTE  RECORD OF FINAL COUNCIL VOTE  BOEC 1 7 2014 9-0  COUNCILPERSON AYE NAY N.V. COUNCILPERSON AYE NAY N.V. COUNCILPERSON AYE NAY N.V. RIVERA  WATTERMAN  RAMCHAL  OSBORNE  OSBORNE  OSBORNE  INVNot Voting (A  Adopted on first reading of the Council of Jersey City, N.J. on  Adopted on second and final reading after hearing on  This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on BEC 1 7 2014  Amendment(s):  APPROVED:  Steven M. Fulop, Mayor		AYE	NAY	N.V.	<u> </u>	AYE	NAY	N.V.	11	AYE	NAY	N.V.
RECORD OF FINAL COUNCIL VOTE  COUNCILPERSON AYE NAY N.V. COUNCILPERSON AYE NAY N.V. COUNCILPERSON AYE NAY N.V. COUNCILPERSON AYE NAY		.			11		<u> </u>		!!	_		
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COUNCILPERSON AYE NAY N.V. COUNCILPERSON AYE NAY N.V. COUNCILPERSON AYE NAY I RIVERA  RAMCHAL	BOGGIANO								LAVARRO, PRES.			
GAJEWSKI YUN RIVERA RAMCHAL. OSBORNE WATTERMAN BOGGIANO COLEMAN LAVARRO, PRES. Adopted on first reading of the Council of Jersey City, N.J. on Adopted on second and final reading after hearing on This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meating on DEC 1 7 2014  APPROVED: Rolandd R. Lavarro, Jr., Council President Date DEC 1 7 2014  APPROVED: Steven M. Fulop, Mayor					RECORD OF FIN	VAL COU	NCIL V	OTE	DEC 17	2014	9-0	
RAMCHAL.  BOGGIANO  Coleman  C	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
Adopted on first reading of the Council of Jersey City, N.J. on DEC 1 7 2014  Adopted on second and final reading after hearing on DEC 1 7 2014  Approved:  Approved:	GAJEWSKI	/			YUN	1			RIVERA			
Adopted on first reading of the Council of Jersey City, N.J. on NOV 2 5 2014  Adopted on second and final reading after hearing on DEC 1 7 2014  This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on DEC 1 7 2014  Robert Byrnel City Clerk  *Amendment(s):  APPROVED:  Steven M. Fulop, Mayor	RAMCHAL	1/			OSBORNE	1			WATTERMAN	1		
Adopted on first reading of the Council of Jersey City, N.J. on NOV 2 5 2014  Adopted on second and final reading after hearing on DEC 1 7 2014  This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on DEC 1 7 2014  Robert Byrnel City Clerk  *Amendment(s):  APPROVED:  Steven M. Fulop, Mayor	BOGGIANO	1			COLEMAN	/			LAVARRO, PRES.	1		
Rolando R. Lavarro, Jr., Council President  Date DFC 17 2014  APPROVED:  Steven M. Fulop, Mayor					ce was adopted by	API	PROVE	:D:				
Rolando R. Lavarro, Jr., Council President  Date						AP.	PROVE	:D;	(1/1/			
*Amendment(s):  Date		2	K i		250 . t Tall			7	Jan 1			
Amendment(s):  APPROVED:  Steven M. Fulop, Mayor		1 6	Degar	عب		-		Rolan	do R. Lavarro, Jr., Cou	ıncil Pre	sident	
*Amendment(s):  APPROVED:  Steven M. Fulop, Mayor	- /1	Robert B	yrnél C	ity Cle	rk	Dat	e		DEC 1.7 2014			
Steven M. Fulop, Mayor	'Amendment(s):		•							$\overline{\supset}$		
						AP	PROVE	D: 4	<u> </u>	7		
Date <u>DEC 1 8 2014</u>						_	(		Steven M. Fulop, N	layor	_	
						Da	te	·	• •		·-··	
DEC 1 8 2014									Entropies at an			

Date to Mayor\_

City Clerk File No	o. <u>Or</u>	d. 14.164	
Agenda No	3.	J	1st Reading
Agenda No.	4.K.	2nd Reading	& Final Passage





COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.164

TITLE:

AN ORDINANCE ADOPTING THE LIST OF PROSPECTIVE STREET NAMES RECOMMENDED BY THE MUNICIPAL COUNCIL STREET NAME SUBCOMMITTEE

COUNCIL

offered and moved adoption of the following

Ordinance:

WHEREAS, on December 16, 2013, the Municipal Council passed Ordinance 13-132 which established a process for granting commemorative street names for existing streets and established a process for selecting names for newly constructed streets; and

WHEREAS, Section E(2) of Ordinance 13-132 requires that the Municipal Council Street Name Subcommittee compile a list of prospective street names for newly constructed streets; and

WHEREAS, the list of prospective street names for newly constructed streets is attached hereto as Exhibit A; and

WHEREAS, Section E(2) of Ordinance 13-132 requires that the Street Name Subcommittee present the list of prospective street names to both the Planning Department and Department of Public Safety for their review and approval; and

WHEREAS, the Department of Public Safety approved the list of prospective street names as evidenced by Exhibit B attached hereto; and

WHEREAS, the Planning Department also approved the list of prospective street names as evidenced by Exhibit C attached hereto; and

WHEREAS, pursuant to Section E(3) of Ordinance 13-132, the Street Name Subcommittee hereby presents the approved list of prospective street names attached hereto as Exhibit A to the Municipal Council for final approval; and

WHEREAS, once a name has been selected for a new street, the Municipal Council must approve the use of that name for that particular street by Ordinance pursuant to Section E(1) of Ordinance 13-132.

NOW, THEREFORE, BE IT ORDAINED by the Council of Jersey City that the list of street names for newly constructed streets attached hereto as Exhibit A is hereby approved; and

**BE IT FURTHER ORDAINED** that the Department of Planning is hereby instructed to keep copies of the list available for developers to review and chose from when naming proposed new streets; and

AN ORDINANCE ADOPTING THE LIST OF PROSPECTIVE STREET NAMES RECOMMENDED BY THE MUNICIPAL COUNCIL STREET NAME SUBCOMMITTEE

**BE IT FURTHER ORDAINED** that the City Clerk will remove names from the pre-approved street name list as names are selected from the list.

- All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
- II. This Ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City shall have this Ordinance codified and incorporated in the official copies of the Jersey City Code.
- III. This Ordinance shall take effect at the time and in the manner as provided by law.
- IV. The City Clerk and the Corporation Counsel be and hereby are authorized and directed to change any chapter numbers, article numbers and section numbers in the event the codification of this Ordinance reveals that there is conflict between those numbers and the existing code.

Note: All new material is <u>underlined</u>; words struck through are omitted.

For purposes of advertising only, new matter is **boldface** and repealed by *italics*.

JJH 11/17/14

APPROVED AS TO LEGAL FORM

APPROVED:

APPROVED:\_

Business Administrator

Certification Required

Not Required

ORDINANCE NO. Ord. 14:164
TITLE: 3.J NOV 25 2014 4.K. DEC 1 7 2014

An ordinance adopting the list of prospective street names recommended by the Municipal Council Street Name Subcommittee.

<del></del>				RECORD OF COUNCIL	VOTE O	N INTRO	DUCTI	NOV 2	5 2014	9-0	)
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N,V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	1			YUN	/			RIVERA	1		
RAMCHAL	1			OSBORNE	1/,			WATTERMAN	1		
BOGGIANO	1	ļ		COLEMAN	V			LAVARRO, PRES.	1		
Councilperson R	амен.	4;		ORD OF COUNCIL VOT				EARING DEC	17 20	14 8-	0_
	AYE	NAY	I N.V.	I COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
COUNCILPERSON	LAIC	1 NAT	11. 11.								
COUNCILPERSON GAJEWSKI	AIE	INAT	71. 71	YUN	1	1070		RIVERA	1		
	7	INAT	71.71	<del> </del>	1	100		RIVERA WATTERMAN	1		

JASON BURG

			REC	CORD OF COUNCIL VO	TE ON A	MENDN	IENTS, I	IF ANY			
Councilperson			move	d to amend* Ordinance,	seconde	d by Co	uncilpe	son	& ado	oted	
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIÁNO				COLEMAN				LAVARRO, PRES.			
		<u>'</u>		RECORD OF FIN	AL, COU	NCIL V	OTE	DEC 17:	7014	9-0	
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
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BOGGIANO				COLEMAN	V			LAVARRO, PRES.	1		
his is to certify that he Municipal Counc	the fore all at its n	going C neeting	Ordinan on	ce was adopted by DEC 1 7 2014	API	PROVE	X	P		··	
	M K Robert B	Japan Turine (		·k			Rólan	do R. Lavarro, Jr., Cou	incii Pre	sident	
*Amendment(s):	1,0001, 2				Dat AP	e	ED:/	DEC 17.2014	<del></del>		
•					-	(		Steven M. Fulop, N	layor		

City Clerk File N	o. Ord	. 14.165	
Agenda No	3.K	<del> </del>	1st Reading
Agenda No	4.L.	_2nd Reading	& Final Passage



COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.165

TITLE:

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ADOPTING AMENDMENTS TO THE HARSIMUS COVE STATION REDEVELOPMENT PLAN TO ALTER THE STREET GRID, ADD OPEN SPACE, AND MAKE MINOR DESIGN REGULATION CHANGES

WHEREAS, the Local Redevelopment and Housing Law, NJSA 40A:12A-1et seq. permits municipalities to adopt and amend regulations dealing with areas declared to be "in need of redevelopment" and "in need of rehabilitation"; and

WHEREAS, the Municipal Council of the City of Jersey City adopted a redevelopment plan for Hudson Exchange Redevelopment Plan Area, now known as the Harsimus Cove Station Redevelopment Plan in 1983; and

WHEREAS, the Harsimus Cove Station Redevelopment Plan has been amended periodically since its adoption with sweeping changes made in March of 2012 to the West-Neighborhood District when a street grid plan was established for the property now occupied by Metro Plaza; and

WHEREAS, the Municipal Council of the City of Jersey City wishes to assure continued high quality design and development within the Harsimus Cove Station Redevelopment Plan area; and

WHEREAS, This ordinance, in addition to supporting text changes, adopts amendments to the; Block Designation Map, Gross Block Area Map, Open Space Map, Frontage Map, Building Regulating Plan Map: Vehicular Circulation West District Map: Transit Map and ROW Sections; and

WHEREAS, the Planning Board of Jersey City, at its meeting of November 18, 2014, reviewed this amendment and found there to be many advantages. The board unanimously recommended that the Municipal Council adopt the proposed amendments; and

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that the proposed Amendments, attached hereto, as Recommended by the Jersey City Planning Board on November 18, 2014, be, and hereby is, adopted.

### BE IT FURTHER ORDAINED THAT:

- All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- B. This ordinance shall be a part of the Jersey City Code as though codified and set forth fully herein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.

C. This ordinance shall take effect at the time and in the manner as provided by law.

- D. The City Clerk and the Corporation Council be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible repealers of existing provisions.
- E. The City Planning Division is hereby directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the Hudson County Planning board and to all other persons entitled thereto pursuant to N.J.S. 40:55D-15 and N.J.S. 40:55D-63 (if required). Upon the adoption of this Ordinance after public hearing thereon, the City Clerk is hereby directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Hudson County Planning Board as required by N.J.S. 40:55D-16. The clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Municipal Tax Assessor as required by N.J.S. 40:49-2.1.

APPROVED AS TO LEGAL FORM	APPROVED:  Business Administrator
Certification Required	
Not Required □	

#### ORDINANCE/RESOLUTION FACT SHEET - NON-CONTRACTUAL

#### Full Title of Ordinance/Resolution

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ADOPTING AMENDMENTS TO THE HARSIMUS COVE STATION REDEVELOPMENT PLAN TO ALTER THE STREET GRID, ADD OPEN SPACE, AND MAKE MINOR DESIGN REGULATION CHANGES

#### Initiator

MANA CATTO		
Department/Division	HEDC/Planning	
Name/Title	R. Cotter, Director, PP, FAICP	M. Bucci-Carter, Supervising Planner, PP, AICP
Phone/email	201-457-5050; bobbyc@jcnj.org	201-547-4499; maryannb@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Purpose A new Street Grid is proposed for the Area now occupied by Metro Plaza. Proposed Grid Plan.

This change leads to other minor amendments highlighted in the attached plan, such as; increased open space, ground floor retail frontage changes and some minor design changes.

These changes do not result in any increase in FAR or dwelling units.

The changes do result in a more walkable neighborhood, creating smaller blocks and buildings with smaller bases.

I certify that all the facts presented herein are accurate.

Signature of Department Director

Date

ORDINANCE NO. Ord. 14.165
TITLE: 3.K. NOV 25 2014

4.L. DEC 17 2014

Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Harsimus Cove Station Redevelopment Plan to alter the street grid, add open space, and make minor design regulation changes.

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RAMCHAL	V			OSBORNE	1			WATTERMAN	1		
BOGGIANO	1			COLEMAN	1			LAVARRO, PRES.	1		
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SPEAKERS:

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Adopted on second a  This is to certify that the Municipal Council	the fore	aoina C	Ordinan	-	API	PROVE	1	dd R. Lavarro, Jr., Cou	ıncil Pre	, sident		
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*Amendment(s):	,	V			Dat API	PROVE		Steven M. Futop, A	layor			
					Dat	te to Ma	yor	DEC 18	2014			